

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SUPREME FOODSERVICE AG,

Plaintiff,

-v-

COMPASS GROUP PLC, ESS (A/K/A
EUREST SUPPORT SERVICES), IHC
SERVICES, INC., PETER HARRIS,
ANDREW SEIWERT, ALEXANDER
YAKOVLEV, MOXYCO, LTD., DOUG
KERR, STEVE KEMP, LEN SWAIN,
VLADIMIR KUZNETSOV, NIKAL, LTD.,
EZIO TESTA, DMITRY YAKOVLEV AND
OLGA YAKOVLEV,

Defendants.

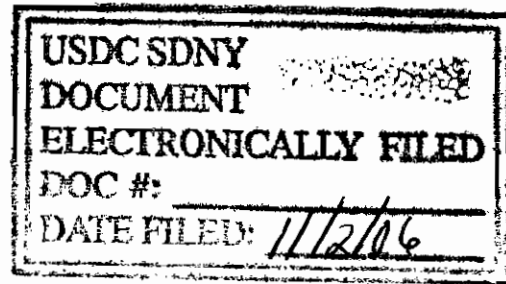
ES-KO INTERNATIONAL, INC.,

Plaintiff,

-v-

COMPASS GROUP PLC, ESS SUPPORT
SERVICES WORLDWIDE, EUREST
SUPPORT SERVICES (CYPRUS)
INTERNATIONAL LIMITED, PETER
HARRIS, ANDREW SEIWERT, STEVE
KEMP, LEN SWAIN, STEVE
BICKERSTAFF, DOUG KERR, IHC
SERVICES, INC., EZIO TESTA,
ALEXANDER YAKOVLEV, DMITRY
YAKOVLEV, VLADIMIR KUZNETSOV,
and JOHN DOES 1 TO 100.

Defendants.



Case No. 06 Civ. 1759 (PKC)

Partial

**NOTICE OF DISMISSAL
WITH PREJUDICE** *as to*

*Compass Group, ESS Support Services
Worldwide, Eurest Support Services Intl,
Steve Kemp, Len Swain, Andrew Seiwert,
Doug Kerr and Peter Harris*

Case No. 06 Civ. 2422 (PKC)

PLEASE TAKE NOTICE THAT, whereas no answer or motion for summary judgment has been served, Plaintiff Supreme Foodservice, AG, through its undersigned counsel, hereby dismisses with prejudice its claims against Defendants Compass Group,

PLC, ESS Support Services Worldwide, Euresst Support Services (Cyprus) International Limited, Steve Kemp, Len Swain, Andrew Seiwert, Doug Kerr and Peter Harris pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure.

Dated: New York, New York
November 1, 2006

CONSTANTINE CANNON, P.C.

By: /s/
Robert L. Begleiter (RB-7052)
Gary J. Malone (GM-3119)
Yang Chen (YC-3782)
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New York, New York 10017

Attorneys for Plaintiff
Supreme Foodservice AG

SO ORDERED



USOJ

11-2-06